

PATENT COOPERATION TREATY

PCT

NOTIFICATION OF ELECTION

(PCT Rule 61.2)

From the INTERNATIONAL BUREAU

To:

Commissioner
US Department of Commerce
United States Patent and Trademark
Office, PCT
2011 South Clark Place Room
CP2/5C24
Arlington, VA 22202
ETATS-UNIS D'AMERIQUE
in its capacity as elected Office

Date of mailing (day/month/year)
26 February 2001 (26.02.01)

International application No.
PCT/EP00/06205

Applicant's or agent's file reference
10644q

International filing date (day/month/year)
03 July 2000 (03.07.00)

Priority date (day/month/year)
01 July 1999 (01.07.99)

Applicant

BAUER, Monika et al

1. The designated Office is hereby notified of its election made:

☒ in the demand filed with the International Preliminary Examining Authority on:
16 January 2001 (16.01.01)

☐ in a notice effecting later election filed with the International Bureau on:

2. The election ☒ was
☐ was not

made before the expiration of 19 months from the priority date or, where Rule 32 applies, within the time limit under Rule 32.2(b).

The International Bureau of WIPO
34, chemin des Colombettes
1211 Geneva 20, Switzerland

Facsimile No.: (41-22) 740.14.35

Authorized officer

F. Baechler

Telephone No.: (41-22) 338.83.38

BEST AVAILABLE COPY

PATENT COOPERATION TREATY

PCT

REC'D 19 APR 2001

WFO PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

(PCT Article 36 and Rule 70)

14

Applicant's or agent's file reference PCFHG02	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)	
International application No. PCT/EP00/06205	International filing date (day/month/year) 03/07/2000	Priority date (day/month/year) 01/07/1999
International Patent Classification (IPC) or national classification and IPC G02B1/04		
Applicant PIRELLI CAVI E SISTEMI S.P.A. et al.		

1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.


2. This REPORT consists of a total of 4 sheets, including this cover sheet.

- ☐ This report is also accompanied by ANNEXES, i.e. sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).

These annexes consist of a total of sheets.

3. This report contains indications relating to the following items:

- I ☒ Basis of the report
- II ☐ Priority
- III ☐ Non-establishment of opinion with regard to novelty, inventive step and industrial applicability
- IV ☐ Lack of unity of invention
- V ☒ Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement
- VI ☐ Certain documents cited
- VII ☐ Certain defects in the international application
- VIII ☐ Certain observations on the international application

Date of submission of the demand 16/01/2001	Date of completion of this report 17.04.2001
Name and mailing address of the international preliminary examining authority:  European Patent Office D-80298 Munich Tel. +49 89 2399 - 0 Tx: 523656 epmu d Fax: +49 89 2399 - 4465	Authorized officer Ludi, M Telephone No. +49 89 2399 2229



INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No. PCT/EP00/06205

I. Basis of the report

1. With regard to the **elements** of the international application (*Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rules 70.16 and 70.17)*):

Description, pages:

1-14 as originally filed

Claims, No.:

1-5 as originally filed

2. With regard to the **language**, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

These elements were available or furnished to this Authority in the following language: , which is:

- ☐ the language of a translation furnished for the purposes of the international search (under Rule 23.1(b)).
- ☐ the language of publication of the international application (under Rule 48.3(b)).
- ☐ the language of a translation furnished for the purposes of international preliminary examination (under Rule 55.2 and/or 55.3).

3. With regard to any **nucleotide and/or amino acid sequence** disclosed in the international application, the international preliminary examination was carried out on the basis of the sequence listing:

- ☐ contained in the international application in written form.
- ☐ filed together with the international application in computer readable form.
- ☐ furnished subsequently to this Authority in written form.
- ☐ furnished subsequently to this Authority in computer readable form.
- ☐ The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
- ☐ The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.

4. The amendments have resulted in the cancellation of:

- ☐ the description, pages:
- ☐ the claims, Nos.:
- ☐ the drawings, sheets:

5. ☐ This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed (Rule 70.2(c)):

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No. PCT/EP00/06205

(Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.)

6. Additional observations, if necessary:

V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. Statement

Novelty (N)	Yes:	Claims	1-5
	No:	Claims	
Inventive step (IS)	Yes:	Claims	1-5
	No:	Claims	
Industrial applicability (IA)	Yes:	Claims	1-5
	No:	Claims	

2. Citations and explanations
see separate sheet

**INTERNATIONAL PRELIMINARY
EXAMINATION REPORT - SEPARATE SHEET**

International application No. PCT/EP00/06205

R It m V

Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1). Reference is made to the following documents:

D1: EP-A-0 490 335

D2: WO-A-96 11415

D3: EP-A-0 581 268

D4: US-A-5 246 782

2). D1 and D4 relate to laminates having at least two layers, one of which comprises a polymer containing more than one perfluorocyclobutane group; the other layer is suitably such material as wood, metal, ceramics, glass, other polymers, i.e., any material, see D1, page 2, lines 34 to 54; D4, col.2, lines 6 to 56.

D3 relates to flame-retarded thermosetting resin composition, prepregs and electrical laminates made therefrom. The thermosetting resin composition comprises an aromatic monocyanate and a diphenyl dicyanate, see D3, claims 1 to 14.

D2 relates to polycyanate resin optical components, see D2, claims.

3). The subject-matter of claim 1 therefore differs from the disclosure of D1 to D4 in that the optical waveguide system comprises at least a **first material** which is poly(perfluorocyclobutane), and in direct contact to this material a **second material** which is a polycyanate resin

The subject-matter of claim 1 is therefore novel and involves an inventive step insofar as it is neither disclosed in D1-D4, nor obvious in view of one or a combination of two of D1-D4, article 33(2) and (3) PCT.

Claims 2 to 5 are dependent on claim 1 and as such also meet the requirements of the PCT with respect to novelty and inventive step.